

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON TRANSPORTATION**

**Call to Order:** By Chairman Jon Sonju, on February 23, 2007 at 4:15 P.M., in Room 455 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Jon Sonju, Chairman (R)  
Rep. Bill Nooney, Vice Chairman (R)  
Rep. Kevin T. Furey, Vice Chairman (D)  
Rep. Edward Hilbert (R)  
Rep. Deborah Kottel (D)  
Rep. Gary MacLaren (R)  
Rep. Bruce Malcolm (R)  
Rep. Brady Wiseman (D)  
Rep. Elsie Arntzen (R)

**Members Excused:** Rep. Bill Wilson (D)

**Members Absent:** None.

**Staff Present:** Katie Butcher, Committee Secretary  
Leanne Heisel, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 786  
Executive Action: HB 421, HB 737, HB 786

**HEARING ON HB 786**

**Opening Statement by Sponsor:**

00:00:24 Rep. Mark Blasdel (R), HD 10, opened the hearing on HB 786, Exempt from work comp law certain motor carriers.

**Proponents' Testimony:**

00:01:55 Barry (Spook) Stang, Montana Motor Carriers Association  
**EXHIBIT**(trh41a01)

**Opponents' Testimony:** None

**Informational Testimony:**

00:07:46 Nancy Butler, Montana State Fund (MSF)  
00:08:05 Jerry Keck, Department of Labor and Industry (DOLI)

**Questions from Committee Members and Responses:**

00:08:30 Rep. Nooney  
00:08:57 Mr. Keck, DOLI  
00:09:38 Rep. Furey  
00:10:04 Mr. Keck, DOLI  
00:12:07 Rep. Furey  
00:12:24 Ms. Butler, MSF  
00:12:37 Rep. Hilbert  
00:13:27 Ms. Butler MSF  
00:14:31 Ms. Kottel  
00:15:25 Ms. Butler, MSF

**Closing by Sponsor:**

00:15:51 Rep. Blasdel  
  
(Rep. Arntzen arrives)

**EXECUTIVE ACTION ON HB 786**

00:16:05 **Motion/Vote:** Rep. Nooney moved that **HB 786 DO PASS**.  
Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 421**

00:16:45 **Motion:** Rep. Nooney moved that **HB 421 DO PASS**.

**Discussion:**

00:17:16 Leanne Heisel

00:17:35 **Motion:** Rep. Nooney moved that **HB 421 BE AMENDED.**  
**EXHIBIT**(trh41a02)

**Discussion:**

00:17:53 Leanne Heisel

00:18:59 Rep. Hilbert

00:19:55 Rep. Nooney

00:20:15 Rep. Sonju

00:20:45 **Motion/Vote:** Rep. Furey moved to **SEGREGATE AMENDMENT**  
**ITEM 3.** Motion carried 9-1 by voice vote, with Rep.  
Nooney voting no. Rep. Wilson voted by proxy.

**Discussion:**

00:21:38 Rep. Furey

00:22:04 **Vote:** Motion to amend with remaining items carried  
unanimously by voice vote. (Vote was on amending HB 421  
with amendment items 1 and 2)

**Discussion:**

00:22:28 Rep. Kottel

00:23:15 Rep. Sonju

00:23:54 Rep. Furey

00:24:28 Rep. Nooney

00:24:36 Bruce Spenser, Montana Automobile Association

00:25:20 Rep. Hilbert

00:25:35 Mr. Spenser

00:25:53 **Vote:** Motion carried 7-3 by roll call vote with Rep.  
Arntzen, Rep. Hilbert, and Rep. Wiseman voting no.  
(Vote was on amending HB 421 with amendment item 3)

00:27:04 **Motion:** Rep. Nooney moved that **HB 421 DO PASS AS**  
**AMENDED.**

00:27:39 **Motion:** Rep. Wiseman moved that **HB 421 BE AMENDED.**  
**EXHIBIT**(trh41a03)

**Discussion:**

00:29:26 Rep. Arntzen

00:29:43 Leanne Heisel  
00:31:01 Rep. Wiseman  
00:33:13 Rep. Kottel  
00:34:48 Rep. Wiseman  
00:35:47 Rep. Arntzen  
00:36:22 Mr. Spenser  
00:37:26 Rep. Malcolm  
00:38:31 Rep. Wiseman  
00:40:49 Rep. Kottel  
00:41:11 Rep. Hilbert

00:41:34 **Vote:** Motion carried 7-3 by roll call vote with Rep. Kottel, Rep. Malcolm, and Rep. Sonju voting no.

00:42:40 **Motion:** Rep. Nooney moved that **HB 421 DO PASS AS AMENDED.**

**Discussion:**

00:42:57 Rep. Hilbert  
00:44:26 Rep. Nooney

00:44:46 **Vote:** Motion failed 3-7 with Rep. Kottel, Rep. Sonju, and Rep. Wilson voting aye.

00:45:23 **Motion/Vote:** Rep. Furey moved that **HB 421 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 737**

00:46:37 **Motion:** Rep. Hilbert moved that **HB 737 DO PASS.**

**Discussion:**

00:47:00 Leanne Heisel  
**EXHIBIT**(trh41a04)

00:48:08 **Motion/Vote:** Rep. Hilbert moved that **HB 737 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Wilson voted by proxy.

00:49:13 **Motion:** Rep. Hilbert moved that **HB 737 DO PASS AS AMENDED.**

**Discussion:**

00:49:37 Rep. Arntzen

00:49:59 Rep. Hilbert

00:51:26 Rep. Arntzen

00:51:44 Brenda Nordlund, Motor Vehicle Division

00:53:05 Rep. Nooney

00:53:21 Ms. Nordlund

00:54:38 Rep. Arntzen

00:55:02 Ms. Nordlund

00:55:56 **Vote:** Motion carried unanimously by voice vote.

**ADJOURNMENT**

00:56:44 Adjournment

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REP. JON SONJU, Chairman

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KATIE BUTCHER, Secretary

JS/kb

Additional Exhibits:

**EXHIBIT ([trh41aad.pdf](#))**